APPENDIX A

Copies of the following police department regulations have been lodged with the Clerk's Office of the United States Supreme Court:

1. Cincinnati Police Department, General Order 12.270 Impounding, Moving and Release of Vehicles (motor vehicle subject to impoundment *shall not be impounded* if: (a) vehicle can be safely and legally parked at its location; (b) driver is able to arrange care of vehicle after being given reasonable opportunity to do so—officer must so notify the driver).

2. Metro-Dade Police Department, Dade County, Florida Property and Evidence Control No. 4-12, Standard Operating Procedure, November, 1984 (I.B.I.—Prior to towing vehicle, driver *shall* be afforded reasonable opportunity to provide for removal of vehicle within a reasonable length of time. Various alternatives available are: (a) vehicle may be released to another person, (b) vehicle may be parked and locked, (c) vehicle may be towed in manner provided by driver.

I.C.I.—Inventory: When a vehicle, per owner's request, is not towed or impounded, there is *no* authority for an inventory of the vehicle and contents.

I.D.3.—Neither the County nor individual officer shall be held liable for any damage to, theft of, or theft *from* a vehicle when the owner or driver has elected not to remove the vehicle. *See also*, Dade Metro Ordinances, Ch. 30-384(a)(6).

3. Drug Enforcement Agency *Agent's Manual* 12/5/75, p. 62 (4/28/78) 5-7.2. Impoundment Inventories (situations in which agent might have legal duty to protect vehicle and its contents—when a subject arrested in vehicle cannot personally arrange its storage, the vehicle cannot be left at the scene.)

4. Jacksonville, Florida, Office of Sheriff, *General Order* No. 70-4E. Towing and Impoundment of Vehicles and Property (6/27/83)

A. Policy 1. It shall be general policy that impoundment occur only when absolutely necessary, and *only* after alternatives to impoundment have been exhausted.

II. B. Vehicles Involved in Moving Traffic Violations. Vehicles of individuals arrested for DWI that do not need to be impounded may be released to owner's representative, or left at the scene, at the request of the driver, if not obstructing traffic.

II. D. Vehicle Driver Arrested (vehicle handled according to their request, including leaving vehicle lawfully parked and secured if they so authorize.)

5. Portland, Oregon, Bureau of Police *General Order*, Section No. 630.60 Revision #9, April 29, 1986. (Officer may tow a vehicle when the vehicle was in the possession of a person taken into custody by a law enforcement officer and no other reasonable disposition of vehicle is available.)

6. San Francisco Police Department, General Order J-3 (8/7/84) Vehicle Tows, Holds, Inventory Forms, and Releases. (I.A.7. Arrest Tow—vehicles shall not be towed unless tow specifically requested by arrestee.)

7. Tampa, Florida Police Department Policy Statement 505—Impoundment of Vehicles. (III. Policy vehicles may be impounded in arrest situation or when operator refuses to sign a release of responsibility.)

8. Wichita, Kansas Police Department Rules and Regulations 519.00 Motor Vehicle Impounds (Officer *will* immediately impound a vehicle when a driver is arrested except officer may release vehicle to another person upon request or arrestee/owner.

9. Youngstown, Ohio City Police. (Suspect's car is searched and inventories only if suspect gives permission—search warrant required to look into suitcases, closed container or items not accessible to open view.)